

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

KEYSTONE AUTOMOTIVE OPERATIONS, INC.
Employer

and

Case 32-RC-137319

INTERNATIONAL BROTHERHOOD
OF TEAMSTERS, LOCAL 853
Petitioner

ORDER REMANDING

The Petitioner's Request for Review of the Regional Director's Supplemental Decision on Objections and Notice of Hearing raises substantial and material issues of fact with respect to Petitioner's Objection 8 that can best be resolved after a hearing.¹ Accordingly, the case is remanded to the Regional Director for consideration of Objection 8, along with the other objections already scheduled for hearing.²

KENT Y. HIROZAWA,

MEMBER

HARRY I. JOHNSON, III,

MEMBER

LAUREN McFERRAN,

MEMBER

Dated, Washington, D.C., June 4, 2015

¹ Although the Petitioner titled its submission as a "Brief in Support of Exceptions," we will treat it as a request for review, pursuant to the Board's Rules and Regulations, Section 102.69(c)(4).

² The Regional Director has directed for hearing Objections 3, 4 6, 7, and 10 through 19 and portions of Objections 1, 5, and 9. Member Johnson views the Regional Director as having determined that the objection regarding ride-alongs is essentially redundant to the objections alleging interrogation and polling, some or all of which allegedly took place during the ride-alongs. Further, as the Regional Director found, to the extent the Petitioner is alleging that ride-alongs are inherently objectionable, Member Johnson believes that is contrary to extant law, see *Frito Lay, Inc.*, 341 NLRB 515, 516-17 (2004), which he would not disturb. Accordingly, he would adopt the Regional Director's recommendation to overrule Objection 8 without a hearing, finding the Regional Director's determination within his sound discretion.

